

2667 - Fren

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In Re U.S. Pa | atent Application |) Art Unit: 2667 |
|---------------|--|--|
| Applicants: | Chris Huebsch, et al. |) Confirmation No.: 1561 |
| Serial No.: | 09/825,145 |) I hereby certify that this correspondence is being deposited with the United Postal |
| Filed: | April 3, 2001 | Service as first class mail in an envelope addressed to: Mail Stop Amendment, |
| For: | METHOD FOR TRANSMITTING INFORMATION BY MEANS OF DATA PACKETS AND NETWORK FOR |) Commissioner for Patents, P.O. Box 1450,) Alexandria, Virginia 22313-1450, on) January 6, 2005 |
| | TRANSMITTING DATA | Coral To Thelets |
| Examiner: | Anh Vu H Ly | Gerald T. Shekleton Reg. No. 27,466 |

INFORMATION DISCLOSURE STATEMENT

Mail Stop AMENDMENT Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313

Sir:

Pursuant to 37 C.F.R. §1.97, a list of documents is disclosed on the attached Form PTO-1449 that may be material to the examination of this application. The listed Documents are enclosed herewith.

No inferences should be drawn that the attached list represents a comprehensive investigation, or that any material disclosed is equivalent to the subject invention. In addition, none of the documents that have publication dates prior to the priority date of the above application anticipate the invention in this application.

No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

01/11/2005 FMETEKI1 00000020 09825145

01 FC:1806

180.00 OP

Serial No.: 09/825,145

The cited document(s) disclose numerous specific features. There has been no attempt to

list each and every feature disclosed by each document. The Examiner is requested to review the

document(s) and determine the extent of the materiality of the document disclosures with respect to

the present invention.

Applicant also encloses a copy of the German Office Action citing this document.

The discussion of any art and the citation of any document(s) herein is not to be construed

as an admission that the art or document disclosure is necessarily within the invention field of

endeavor, that the art or document disclosure is necessarily prior in time to a particular date which

may be relevant to the instant patent application, and/or that the art or document disclosure is

otherwise necessarily prior art as defined by the patent law with respect to the instant invention and

application.

Also, there is reserved the right to later set forth how the instant invention is distinguished

over the disclosure of any document or other art, including the disclosures of the art and

document(s) recited herein, that may be cited by the Examiner in rejecting a claim in the instant

patent application. The recitation herein of the art and document(s) is not to be construed as an

assertion that more pertinent art could not possibly be in existence.

The present Information Disclosure Statement is being submitted after the mailing of the

first Office Action reflecting an examination on the merits but before the mailing of a Final

Rejection or Notice of Allowance. Accordingly, in accordance with 37 C.F.R. § 1.97(c), a fee of

\$180.00 is included herewith. If this check is inadvertently not enclosed, or is in error in

amount, the Commissioner is authorized to charge any deficiency or to credit any over payment

to Welsh & Katz, Ltd. Account No. 23-0920.

Respectfully submitted,

WELSH & KATZ, LTD.

Gerald T. Shekleton

Registration No. 27,466

Dated: January 6, 2005

Welsh & Katz, Ltd.

120 South Riverside Plaza, 22nd Floor

Chicago, Illinois 60606

Telephone: 312/655-1500

-2-

PTO/SB/08A & (04-03)
Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| Substitute for form 1449/PTO | | | | Complete if Known | | |
|---|----------|---------------|-------------|---|---------------|---|
| INFORMATION DISCLOSURE | | | CUDE | Application Number | 09/825,145 | _ |
| | | | | Filing Date | April 3, 2001 | |
| STAT | EMENT BY | APPL | ICANT | First Named Inventor Chris Huebsch et al. | | |
| / · · · · · · · · · · · · · · · · · · · | | | | Art Unit | 2667 | |
| (use as many sheets as necessary) | | Examiner Name | Anh Vu H Ly | | | |
| Sheet | 1 | of 1 | | Attorney Docket Number | 82493 | |
| | | | | | | _ |

| U.S. PATENT DOCUMENTS | | | | | |
|---------------------------|--------------|---|--------------------------------|---|--|
| Examin er Initials* | Cite No.1 | Document Number Number-Kind Code ² (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear |
| | | 4,901,312 | 02/13/1990 | Hui et al. | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

| | FOREIGN PATENT DOCUMENTS | | | | | |
|-----------------------|--------------------------|---|--|--|---|----|
| Examiner Initials* | Cite No.1 | Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Le |
| | | | | | | |
| | | | | | | |
| | | | The state of the s | | | |

| | | NON PATENT LITERATURE DOCUMENTS | |
|-----------------------|--------------|---|----|
| Examiner Initials* | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Te |
| | | | |
| | | | |
| · | | | |
| | | | |
| | | | |

| | | | |
|-----------|------------|------|--|
| Examiner | Date | - | |
| Signature | Considered | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁸Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.